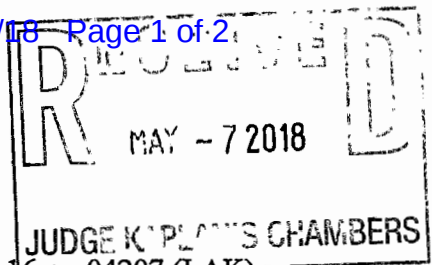


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ELECTRONICALLY FILED
DOC #:
DATE FILED: 5-7-18



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MPOWERD, INC.,

Petitioner,

-against-

DAVID JOSEPH BUNEVACZ,

Respondent.

Index No. 16-cv-04207-(LAK)

**STIPULATION TO ALLOW
ELECTRONIC PRODUCTION OF
DISCOVERY BY THIRD-PARTY**

WHEREAS, Petitioner MPOWERD, Inc. ("Petitioner") issued a post-judgment subpoena to Wells Fargo Bank, N.A. (the "Subpoena") on February 15, 2018, pursuant to Federal Rules of Civil Procedure 45 and 69 which requested production of certain documents at the offices of Petitioner's counsel, Kleinberg & Lerner, LLP; and

WHEREAS, Respondent David Bunevacz's ("Respondent") subsequently filed a Motion to Quash the Subpoena; and

WHEREAS, the Court modified the Subpoena in an order dated March 8, 2018 in response to the Motion to Quash, and the Subpoena now orders the production of the requested discovery at a "location mutually acceptable to the parties that is within 100 miles of 2710 Gateway Oaks Drive, Sacramento, California"; and

WHEREAS, Wells Fargo Bank, N.A. has informed Petitioner that its usual practice is to electronically produce requested discovery, and that it will produce the documents and information requested in the Subpoena by providing a website link wherein Petitioner may access the documents and information:

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for Petitioner and Respondent:

1) The documents and information requested in the Subpoena may be produced by Wells Fargo Bank, N.A. to Petitioner electronically in lieu of the physical production described in the Subpoena, as modified by the Court; and

2) Documents and information that cannot be produced electronically or that may be substantially altered by an electronic production, if any, may be mailed to the law offices of Petitioner's counsel: Kleinberg & Lerner, LLP, 1875 Century Park East, Suite 1150, Los Angeles, California, 90067.

Dated: April 27, 2018

KLEINBERG & LERNER LLP

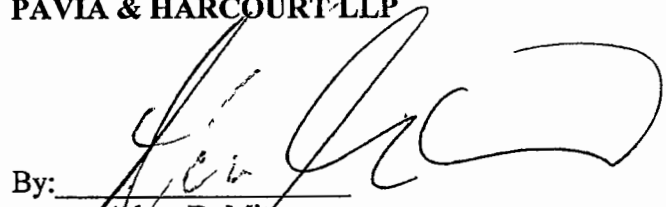


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Counsel for Respondent David Joseph Bunevacz

So Ordered:



United States District Judge

5/7/18